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UNITED STATES DISTRICT COURT

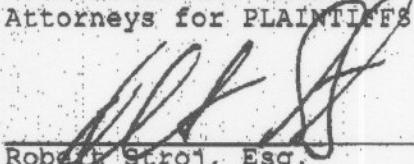
NORTHERN DISTRICT OF CALIFORNIA

10 BRICKLAYERS AND ALLIED CRAFTWORKERS)
11 LOCAL UNION NO. 3, AFL-CIO, et al.,) CASE NO.: C 08-1074 MPH
12 Plaintiffs,)
13 vs.) REQUEST TO CONTINUE
14 JP TILE, INC., a California) CASE MANAGEMENT
corporation, et al.,) CONFERENCE; ORDER THEREON
15 _____)
16 Defendants.) Date: September 21, 2009
17) Time: 3:00 p.m.
18) Dept: Courtroom 15
19) 18th Floor)
20) US District Court)
21) 450 Golden Gate)
22) Ave.)
23) San Francisco, CA)
24) Judge: The Honorable)
25) Marilyn H. Patel)
26))
27)
28)
For the following reasons, the undersigned parties request
that the Court continue the case management conference scheduled
in this matter on September 21, 2009 for a period of at least 90
days:
On July 6, 2009 Plaintiffs advised this Court of defendant
J.P. Tile, Inc's bankruptcy filing on July 2, 2009. The
automatic stay as to defendant J.P. Tile, Inc. continues in
effect.

1 Plaintiffs have now settled with defendant American
2 Contractors Indemnity Company ("ACIC"). Plaintiffs and defendant
3 ACIC are prepared to stipulate to the dismissal of defendant ACIC
4 pursuant to Fed. Rule 41(a)(ii). Counsel for defendant J.P.
5 Tile, Inc. has indicated that the stipulation must be approved by
6 counsel for the bankruptcy trustee. Plaintiffs have requested
7 and are currently awaiting the approval of counsel for the
8 bankruptcy trustee to the stipulation for dismissal of defendant
9 ACIC.

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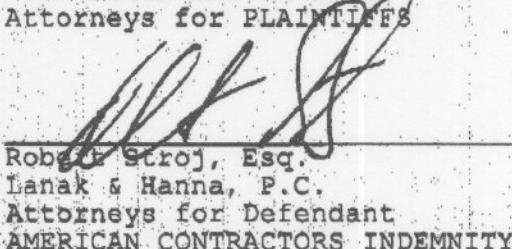
11 /S/ Kimberly A. Hancock
12 Kimberly A. Hancock, Esq.
Katzenbach and Khtikian
13 Attorneys for PLAINTIFFS



Date: September 14, 2009

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15 Robert Stroj, Esq.
16 Lanak & Hanna, P.C.
17 Attorneys for Defendant
18 AMERICAN CONTRACTORS INDEMNITY COMPANY



Date: September 14, 2009

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20 **[PROPOSED] ORDER**
Good cause appearing, it is hereby ORDERED that the Case
21 Management Conference currently set for September 21, 2009 at
3:00 PM is continued to January 4, 2010 at 3:00 p.m. in
22 Courtroom 15, 18th Floor.

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24 Date: September 16, 2009

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REQUEST TO CONTINUE CASE NUMBER
Case No. 3:08-cv-01074-MHP

